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1635

PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 09/890,363 TRANSMITTAL Filing Date 7 November 2, 2001 First Named Inventor **FORM** Becker et al. Art Unit 1635 Examiner Name McGarry, S. (to be used for all correspondence after initial filing) Attorney Docket Number Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC ✓ Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Provisional Application **Proprietary Information** After Final Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer Extension of Time Request below): Return Receipt Postcard Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) The Commissioner is hereby authorized to charge any fees due in connection with this submission, or credit any overpayment, to Deposit Account No. 04-1679. Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Duane Morris LLP, 101 West Broadway, Suite 900, San Diego, CA 92101 Signature Printed name James W. Collett, Ph. Date Reg. No. 46,636 May 10, 2005 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Date May 10, 2005 Jeanette E. Boose Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRACE THE Application of:) Group Art Unit: 1635
Becker et al) Examiner: McGarry, S.
Serial No.: 09/890,363) Confirmation No.: 1593
Filed: November 2, 2001)
For: FORMULATIONS COMPRISING ANTISENSE NUCLEOTIDES TO CONNEXINS))))

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mail Stop Amendment Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This Communication is responsive to the Notice of Non-Compliant Amendment mailed April 25, 2005. This response is firmly submitted within one month of May 25, 2005, and no extension or fee is believed necessary. However, the Commissioner is hereby authorized to charge any fee that is deemed due to Deposit Account No. 04-1679.

CERTIFICATE OF MAILING

(37 C.F.R. Section 1.8A)

I hereby certify that this paper (along with anything referred to as being attached or enclosed) is being deposited with the United Stated Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Date: May 10, 2005

Jeanette E. Boose

Signature of Person Mailing Paper